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U.S. PTO Examiner, Art Unit: 1624	571-272-0662	3/1-2/3-0300

From: Michael D. Kaminski

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Atty. Dkt. No. 040283-0211

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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AUG 0 1 2006

Applicant:

David Reginald ADAMS, et al.

Title:

PIRAZINO(AZA)INDOLE DERIVATIVES

Appl. No.:

10/685,799

Filing Date:

10/16/2003

Examiner:

Balasubramanian, Venkataraman

Art Unit:

1624

Conf. No.:

5143

TERMINAL DISCLAIMER

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Your Petitioner, VERNALIS RESEARCH LIMITED, having its principal place of business at Oakdene Court, 613 Reading Road, Winnersh, Wokingham RG41 5UA, Great Britain, represents that it is the owner of the entire right, title, and interest in and to U.S. Patent Application Serial No. 10/685,799, filed 10/16/2003, which is a divisional of U.S. Patent Application No. 09/890,186, filed 10/9/2001, by virtue of an Abstract of the Assignment filed and recorded on 10/09/2001, on Reel/Frame 012238/0194, in the United States Patent and Trademark Office, a copy of which is attached hereto as APPENDIX A. Further, your Petitioner represents that it is the owner of U.S. Patent No. 6,800,627, which issued on 10/05/2004, U.S. Patent Application No. 09/890,186, filed 10/09/2001, by virtue of an Abstract of the Assignment filed and recorded on 10/09/2001, on Reel/Frame 012238/0194, in the United States Patent and Trademark Office, a copy of which is attached hereto as APPENDIX A.

Your Petitioner, VERNALIS RESEARCH LIMITED, hereby disclaims the terminal part of the term of any patent granted on the above identified patent application

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which would extend beyond the full statutory term, as shortened by any terminal disclaimer, of U.S. Patent 6,800,627, and hereby agrees that any patent so granted on the above identified patent application shall be enforceable only for and during such period that the legal title to U.S. Patent 6,800,627 shall be the same as the legal title to any patent granted on the above identified patent application, this agreement to run with any patent granted on the above identified patent application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner does not disclaim any terminal part of any patent granted on the above identified patent application, prior to the full statutory term of U.S. Patent 6,800,627 as defined in 35 U.S.C. §§154-156 and 173, in the event that U.S. Patent 6,800,627 expires for failure to pay a maintenance fee, is held unenforceable or is found invalid in a final judgment by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321(a), has all claims canceled by a reexamination certificate or as a result of an interference proceeding, or is otherwise not deemed to provide the rights conveyed by 35 USC §154, prior to the full statutory term of U.S. Patent 6,800,627 as defined in 35 USC §§154-156 and 173, except for the separation of legal title stated above. Further, Petitioner does not disclaim any terminal part of a patent granted on the above identified patent application that would extend beyond the present termination of U.S. Patent 6,800,627, in the event that such present term is extended by virtue of compliance with the conditions for term extension of any present or future patent term extension provisions of the patent law, including but not limited to 35 U.S.C. §§155, 155A or 156, and without waiving Petitioner's right to extend the term of a patent granted on the above identified patent application to the extent provided by law.

The undersigned, being the Attorney of Record for the above identified patent application, and duly authorized to act on behalf of Petitioner, certifies that he has reviewed the Abstract of the Assignment attached as APPENDIX A, and to the best of his knowledge and belief, legal title to the above identified patent application and U.S. Patent 6,800,627 rests with Petitioners, VERNALIS RESEARCH LIMITED. The undersigned declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or

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Atty. Dkt. No. 040283-0211

imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-identified application or any patent issuing therefrom.

Respectfully submitted,

Date ____ My . 1, 2000

FOLEY & LARDNER LLP Customer No.: 22428

Telephone: (202) 672-5490 Facsimile: (202) 672-5399

Michael D. Kaminski
Attorney for Applicant

Registration No. 32,904

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Ø 006/006 Page 1 of 1

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Patent Assignment Abstract of Title

NOTE: Results display only for issued patents and published applications. For pending or abandoned applications please consult USPTO staff.

Total Assignments: 1

Patent #: 6800627 Issue Dt: 10/05/2004 Application #: 09890186 Filing Dt: 10/09/2001

Inventors: David Reginald Adams, Jon Mark Bentley, James Davidson et al

Title: PIRAZINO INDOLE DERIVATIVES

Assignment: 1

Recorded: 10/09/2001 Pages: 3 Reel/Frame: 012238/0194

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Exec Dt: 09/14/2001 Assignors: ADAMS, DAVID REGINALD Exec Dt: 09/16/2001 BENTLEY, JON MARK

> Exec Dt: 09/14/2001 DAVIDSON, JAMES Exec Dt: 09/19/2001

> DUNCTON, MATTHEW ALEXANDER JAMES Exec Dt: 09/10/2001 PORTER, RICHARD HUGH PHILLIP

Assignee: VERNALIS RESEARCH LIMITED

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APPENDIX A

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